

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

DANIEL KEITH WILSON,  
Plaintiff,  
v.  
SISKIYOU COUNTY, et al.,  
Defendants.

No. 2:23-cv-01383-DAD-AC (PC)

ORDER ADOPTING FINDINGS AND  
RECOMMENDATIONS AND DISMISSING  
ACTION DUE TO PLAINTIFF'S FAILURE  
TO PROSECUTE

(Doc. No. 16)

Plaintiff Daniel Keith Wilson is a county jail inmate proceeding *pro se* in this civil rights action brought pursuant to 42 U.S.C. § 1983. This matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636 (b)(1)(B) and Local Rule 302.

On December 12, 2023, the assigned magistrate judge issued findings and recommendations recommending that this action be dismissed, without prejudice, due to plaintiff's failure to prosecute this action. (Doc. No. 16.) Specifically, the service copy of the court's order dated July 20, 2023 (Doc. No. 15), which was mailed to plaintiff at his address of record, had been returned to the court marked as "Undeliverable, Unable to Forward" on August 8, 2023. The plaintiff was required to file a notice of his change of address with the court no later than October 16, 2023. Because plaintiff had not done so, the magistrate judge concluded that plaintiff has failed to comply with Local Rule 183(b)'s requirement "that a party appearing in propria persona inform the court of any address change." (Doc. No. 16 at 1.)

1 The pending findings and recommendations were served on plaintiff by mail at his address  
2 of record and contained notice that any objections thereto were to be filed within fourteen (14)  
3 days after service. (*Id.* at 1–2.) To date, no objections to the findings and recommendations have  
4 been filed, and the time in which to do so has now passed.

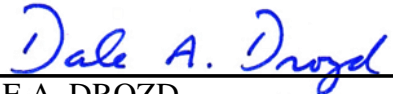
5 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C), this court has conducted a  
6 *de novo* review of the case. Having carefully reviewed the entire file, the court concludes that the  
7 findings and recommendations are supported by the record and by proper analysis.

8 Accordingly:

- 9 1. The findings and recommendations issued on December 12, 2023 (Doc. No. 16)  
10 are adopted in full;
- 11 2. This action is dismissed, without prejudice, due to plaintiff's failure to prosecute  
12 this action; and
- 13 3. The Clerk of the Court is directed to close this case.

14 IT IS SO ORDERED.

15 Dated: January 4, 2024

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17 DALE A. DROZD  
18 UNITED STATES DISTRICT JUDGE  
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